

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

MASONRY INSTITUTE, BRICKLAYERS)	
LOCAL 21 PENSION FUND, DISTRICT)	
COUNCIL TRAINING CENTER FUND,)	
AND BRICKLAYERS AND STONE)	
MASONS OF ILLINOIS DISTRICT COUN-)	
CIL NO. 1 B.A.C. ANNUITY TRUST FUND,)	
)	
Plaintiffs,)	
v.)	No. 08 C 1912
)	
GATES OJEDA'S, INC., an Illinois Cor-)	Judge Lefkow
poration,)	
)	Mag. Judge Cole
Defendant.)	

NOTICE OF MOTION

TO: TERESA M. BURKE, Registered Agent
Gates Ojeda's, Inc.
4010 South California Avenue
Chicago, IL 60632

PLEASE TAKE NOTICE that the undersigned will bring on the annexed motion for hearing before Judge Lefkow, at Room 1925, United States Courthouse, 219 South Dearborn Street, Chicago, Illinois 60604, on the 3rd day of June 2008, at 9:30 A.M. of that day or as soon thereafter as counsel can be heard.

/s/ Robert B. Greenberg
Asher, Gittler, Greenfield & D'Alba, Ltd.
200 West Jackson Boulevard, Suite 1900
Chicago, Illinois 60606
(312) 263-1500
IL ARDC#: 01047558

CERTIFICATE OF SERVICE

ROBERT B. GREENBERG, being duly sworn, says that he is an attorney associated with Asher, Gittler, Greenfield & D'Alba, Ltd., attorneys for Plaintiffs in this action, and that he served the attached Motion upon:

**TERESA M. BURKE, Registered Agent
Gates Ojeda's, Inc.
4010 South California Avenue
Chicago, IL 60632**

by depositing a copy in the United States mails, postage paid, at 200 West Jackson Boulevard, Chicago, Illinois 60606, on the 20th day of May, 2008.

Service was accomplished pursuant to ECF as to Filing Users, and Counsel shall comply with LR 5.5 as to any party who is not a Filing User or represented by a Filing User.

/s/ Robert B. Greenberg
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